SUBJECT: Budget Amendment BA439

Page 1 of 2

## A RESOLUTION PERTAINING TO APPROVAL OF BUDGET ADJUSTMENT #BA439

WHEREAS, Title 5 of the <u>Code of Public Local Laws of Calvert County</u>, <u>Maryland</u>, being Title 5 of <u>Article 5</u> of the <u>Code of Public Laws of Maryland</u> (hereinafter, the "<u>Code</u>"), authorizes and empowers the Board of County Commissioners of Calvert County, Maryland (hereinafter, the "Board of County Commissioners") to adopt the Annual Budget and Appropriation Act each year;

**WHEREAS,** the Board of County Commissioners has the authority pursuant to Section 5-103 of the <u>Code</u>, to enact certain budgetary adjustments by Resolution;

WHEREAS, the Board of County Commissioners has been advised by the Department of Finance and Budget that funds are available from Income Tax Revenue in excess of that estimated for the FY 2013 Budget;

WHEREAS, the Department of Finance and Budget has advised the Board of County Commissioners that the additional revenue is available in FY 2013 for the funding of vehicles previously budgeted for future years and for a transfer to the Land Preservation Fund;

**WHEREAS**, a public hearing regarding this Budget Adjustment #BA439 was duly advertised in two County newspapers for two consecutive weeks before the public hearing as required by Section 5-103(c) of the <u>Code</u> and held on May 14, 2013, at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff and in furtherance of the public health, safety and welfare, the Board of County Commissioners find that it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland, to amend the operating and capital improvement budgets as set forth herein.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Calvert County, Maryland, hereby approves and enacts the appropriations and expenditures set forth in Budget Adjustment #BA439, a copy of which is attached hereto as Exhibit A and made a part hereof, in the total amount of \$1,149,632 to reallocate FY 2013 operating funding for: (1) the purchase of vehicles in the amount of \$733,875 and (2) a transfer to the Land Preservation Fund in the amount of \$415,757 for Leveraging interest payments in FY 2014.

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid.

**BE IT FURTHER RESOLVED,** by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

SUBJECT: Budget Amendment BA439

Page 2 of 2

<b>BE IT FURTHER RESOLVEI</b> County, Maryland that this Resolution sh	<b>D,</b> by the Board of County Commissioners of Calvert all be effective upon recordation.
DONE, this 14 <sup>th</sup> day of May Calvert County, Maryland, sitting in regu	, 2013, by the Board of County Commissioners of lar session.
Aye: 5 Nay: 6 Absent/Abstain: 6	
ATTEST:	BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND
Maureen Frederick, Clerk	Pat Nutter, President  Steven R. Weems, Vice President
Approved for form and legal sufficiency on May 9, 2013 by:	Gerald W. Clark
John B. Norris, County Attorney	Susan Shaw  Susan Shaw  Susan Shaw  Evan K. Slaughenhoupt Jr.
	Received for Flocord May 15 203  EL 150 of clock P M Serve Comp  Form 249 Contrary Commission Contrary  Co

	BUDGET ADJUSTMENT NO. BA439 POSTED BYAPPROVED BY	Adjusted Budget														
	BUDGET ADJU	Decrease														
COMMISSIONERS OF CALVERT COUNTY, MARYLAND		Increase	\$ 21,500.00	\$ 448,000.00	\$ 56,000.00	\$ 43,900.00	\$ 24,000.00	\$ 140,475.00	\$ 415,757.00	\$ 1,149,632.00			and the second s			
		Department/Explanation	I&P Vehicles	Sheriff's Office Vehicles	Detention Center Vehicles	B&G Vehicles	P&R Vehicles	Highway Vehicles	Transfer to Fund 28	Income Tax	To forward fund Leveraging Interest for the Land Preservation Fund, and to forward fund vehicles for FY 2014.	ased income tax revenues in FY13.				
	June 30, 2013	Control Account							A A A A A A A A A A A A A A A A A A A		e Land Preserva	d for with incre				
		Project Code									eraging Interest for the	These forward funded projects will be paid for with increased				
	FY2013 Fiscal Year Ending June 30, 2013	Account Code	221-31200	111-31200	131-31200	222-31200	317-31200	252-31200	854-27715	000102-01200	To forward fund Leve	These forward fund				